

CARLOS RICARDO PORTO-SEAZ  
Plaintiff,  
  
v..  
  
STEPHANIE LARRY, ET AL..  
Defendants..

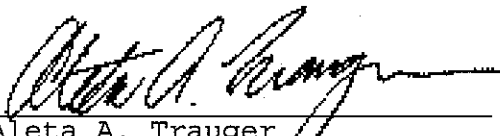
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October 8, 2004, the plaintiff learned that his parole had been revoked. Although the plaintiff has not set forth specific claims against these defendants, the complaint seems to suggest that the plaintiff's parole was in some way improperly revoked.

The complaint arrived in the Clerk's Office on November 18, 2005. The plaintiff's claims arose when his parole was officially revoked on October 8, 2004. Thus, it appears that this action is time-barred by the one year statute of limitations imposed upon civil rights claims brought in Tennessee. Merriweather v. City of Memphis, 107 F.3d 396, 398 (6th Cir.1997). Nothing in the complaint suggests that the statute should be tolled so as to permit the untimely filing of the complaint. The Court, therefore, concludes that this action is untimely and is not subject to adjudication. Pino v. Ryan, 49 F.3d 51, 53-54 (2d Cir.1995); see also Watson v. Wigginton, 16 F.3d 1223, 1994 U.S. App. LEXIS 1329, No.93-6023 (unpublished; 6th Cir. January 24, 1994).

Because this action appears to be time-barred, the plaintiff has no arguable basis in law or fact which would entitle him to § 1983 relief. Consequently, this action is frivolous within the meaning of 28 U.S.C. § 1915(e)(2) and shall be dismissed. Neitzke v. Williams, 490 U.S. 319, 109 S.Ct. 1827, 1832-1833, 104 L.Ed.2d 338 (1989).

An appropriate order will be entered.

  
Aleta A. Trauger  
United States District Judge